



CERTIFICATE OF MAILING

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Tanya Parker

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Attorney Docket No.: SUN-P5867-ARG

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Inventor: Kenneth W. Shirriff
Title: METHOD AND SYSTEM FOR ESTABLISHING A QUORUM FOR A GEOGRAPHICALLY DISTRIBUTED CLUSTER OF COMPUTERS
Filing Date: 05 July 2001
Serial Number: 09/900,298
Group Art Unit: 2152
Examiner: Moorthy, Aravind K.

Listed below or on an attached Form PTO-1449 is information known to applicant(s) and submitted pursuant to 37 C.F.R. §1.56. A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

X This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

- (1) It is being filed within 3 months of the application filing date
-- OR --
- (2) It is being filed within 3 months of entry of a national stage
-- OR --
- (3) It is being filed before the mail date of the first Office Action on the merits.

- *37 C.F.R. §1.97(c).* If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:
 - a certification as specified in §1.97(e) is provided below; **or**
 - a fee of \$240.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement. Please note that a check in the amount of \$240.00 is enclosed in payment.
- *37 C.F.R. §1.97(d).* If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
 - A. a certification as specified in §1.97(e) is completed below; **and**
 - B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**
 - C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- Statement under 37 C.F.R. §1.97(e) - I hereby certify that either: each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the information disclosure statement; or no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in section 1.56(c) more than three months prior to the filing of the information disclosure statement.

Signature: _____
A. Richard Park (Reg. No. 41,241) Date

Respectfully submitted,

By: 
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Date: 24 June 2005



SHEET 1 OF 1

INFORMATION DISCLOSURE CITATION PTO-1449		ATTY. DOCKET NO. SUN-P5867-ARG		APPLICATION NO. 09/900,298		
		APPLICANT Kenneth W. Shirriff				
		FILING DATE 05 July 2001		GROUP ART UNIT 2152		
U.S. PATENT DOCUMENTS						
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	5,999,712	07 December 1999	Moiin et al.	395	200.5	10/21/1997
FOREIGN PATENT DOCUMENTS						
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	Translation
						Yes
	WO00/58224	05 October 2000	PCT	C02F1	32,1/36	
	2001117895	27 April 2001	EPO - Japan	G06F15	177	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
	Publication: "Membership Protocols for Distributed Conference Control", by Bala Rajagopalan, AT&T Bell Laboratories, Computer Communications, Elseview Science Publishers BV, Amsterdam, NL, vol. 18 no. 10, October 1995, pgs 695-708, XP004032441, ISSN: 0140-3664 pg. 698, column 1, paragraph 4-page 703, column 1, paragraph 3.					
	Publication: "Processor Group Membership Protocols: Specification, Design and Implementation", Jahanian et al., Reliable Distributed Systems, 1993 Proceedings., 12 th Symposium on Princeton, NJ, USA 608 Oct. 1993, Los Alamitos, CA, IEEE Comput. Soc, 6 October 1993, pgs 2-11, XP010134701, ISBN: 0-8186-4310-2, pg 2, column 1, paragraph 2, pg 11, column 1, paragraph 4.5.					
	Publication: "The Design and Architecture of the Microsoft Cluster Service, A Practical Approach to High Availability and Scalability", by Vogels et al., Gault-Tolerant Computing, 1998, Digest of Papers, Twenty-Eighth Annual International Symposium on Munich, Germany 23-25 June 1998, Los Alamitos, CA, IEEE Comput. Soc, 23 June 1998, pgs 422-431, XP010291323.					
EXAMINER			DATE CONSIDERED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.